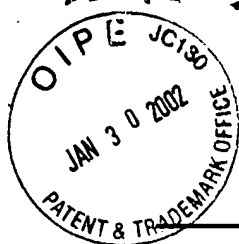


#3



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Eric Victor Siegel, Eleazar Eskin, Alexander Day Chaffee and Zhi-Da Zhong

Serial No.: 09/808,911

Filed: March 14, 2001

For: ACCESS CONTROL PROTOCOL FOR USER PROFILE MANAGEMENT

Attorney Docket No.: KAQ-002

Group Art Unit:

Examiner:

Office of Petitions
Assistant Commissioner for Patents
Washington, D.C. 20231

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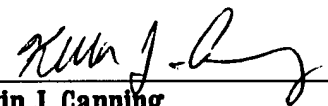
Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Office of Petitions, Washington, D.C. 20231 on the date set forth below.

November 21, 2001

Date of Signature and of Mail Deposit

By:


Kevin J. Canning
Reg. No. 35,470
Attorney for Applicants

PETITION PURSUANT TO 37 CFR §1.47(a)

Dear Sir:

Applicants respectfully submit that Eric Victor Siegel and Alexander Day Chaffee, joint inventors in the above-identified patent application, refuse to join in the application for patent, as evidenced by the statements set forth below. Accordingly, pursuant to 37 CFR §1.47(a), the application is made by Applicants Eleazar Eskin and Zhi-Da Zhong on behalf of themselves and the non-signing inventors.

Applicants respectfully submit that a *bona fide* attempt was made to present a copy of the application papers (specification, including claims, drawings, and oath or

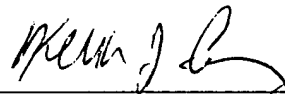
declaration) to Eric Victor Siegel and Alexander Day Chaffee for signature, as evidenced by attached Statement of Pertinent Facts and Exhibits A-D. The application papers were sent to the last known addresses of Mr. Siegel at 560 Riverside Drive, #13E, New York, New York, 10027, and Mr. Chaffee, c/o Purple Technology, 1836 15th Street, San Francisco, California, 94103.

In view of the foregoing, Applicants request that the application be found acceptable pursuant to 37 C.F.R. 1.47(a) given the refusal of Eric Victor Siegel and Alexander Day Chaffee to sign the Declaration, Petition, and Power of Attorney Document for the above-identified application.

The appropriate fee for consideration of the petition pursuant to 37 C.F.R. 1.17(h) is submitted concurrently herewith.

No additional fees are believed due in connection with this petition. However, if additional fees are due, please charge our Deposit Order Account No. 12-0080. A duplicate of this letter is provided for this purpose.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



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Date: November 21, 2001